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**10** Attorneys for Plaintiff Lisa Galaviz,  
derivatively on behalf of Oracle Corporation

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

15 LISA GALAVIZ, derivatively on behalf of  
ORACLE CORPORATION.

16 Plaintiff.

15 | VS.

18 JEFFREY S. BERG,  
H. RAYMOND BINGHAM,  
MICHAEL J. BOSKIN,  
SAFRA A CATZ,  
LAWRENCE J. ELLISON,  
HECTOR GARCIA-MOLINA,  
JEFFREY O. HENLEY,  
DONALD L. LUCAS  
CHARLES E. PHILLIPS, JR.,  
NAOMI O. SELIGMAN,  
And DOES 1-5, inclusive,

24 Defendants;  
-and-

25 | ORACLE CORPORATION

26 Nominal Defendant.

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Oracle Corporation*

Case No. 10-CV-3392-RS

## **STIPULATION AND [PROPOSED] ORDER SELECTING ADR PROCESS**

The parties have met and conferred regarding ADR process. For the reasons discussed below, the parties agree to meet and confer further regarding ADR after the Court rules on Oracle's motion to dismiss.

On October 28, 2010, Oracle filed a motion to dismiss for improper venue based on the forum-selection clause in Oracle's bylaws. Plaintiff believes that venue is proper in the Northern District of California and intends to oppose Oracle's motion. Oracle's motion to dismiss regarding venue is scheduled to be heard on December 2, 2010.

Given the current uncertainty of the pleadings, the parties agree to meet and confer further regarding ADR within 60 days after the Court's ruling on Oracle's motion to dismiss.

Dated: October 29, 2010

By: \_\_\_\_\_ /s/  
MATTHEW K. EDLING  
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Telephone: (650) 697-6000

Dated: October 29, 2010

*Attorneys for Plaintiff Lisa Galaviz,  
derivatively on behalf of Oracle Corporation*

IT IS SO ORDERED.

Dated: 11/2/10

RICHARD SEEBORG  
UNITED STATES DISTRICT JUDGE